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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LARRY FREUDENBERG, individually and
on Behalf of All Others Similarly Situated,

Plaintiff(s),

-against-

E*TRADE FINANCIAL CORPORATION,
MITCHELL H. CAPLAN, and ROBERT J.
SIMMONS,

Defendant(s).

ECF CASE

Civil Action No. 07-8538 (RWS)

CLASS ACTION

(Captions Continued...)

DECLARATION OF SERVICE

WILLIAM BOSTON, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff(s),

-against-

E*TRADE FINANCIAL CORPORATION,
MITCHELL H. CAPLAN, and ROBERT J.
SIMMONS,

Defendant(s).

ECF CASE

Civil Action No. 07-8808 (RWS)

CLASS ACTION

ROBERT D. THULMAN, Individually and
On Behalf of All Others Similarly Situated,

Plaintiff(s),

- against -

E*TRADE FINANCIAL CORPORATION,
MITCHELL H. CAPLAN, and ROBERT J.
SIMMONS,

Defendants.

ECF CASE

Civil Action No. 07-9651 (RWS)

CLASS ACTION

Gregory M. Nespole, Esq., an attorney admitted to practice law before the courts of the State of New York, hereby declares that on December 3, 2007, I caused to be served, (i) electronically on all counsel registered for electronic service for this case; and (ii) by first-class mail to all additional counsel, the following documents:

1. First Derivative Traders LP and Robert and Jessica Grant's Notice of Withdrawal of Their Motion and in Support of the Motion By The State Teachers Retirement System of Ohio for Consolidation, Appointment as Lead Plaintiff, and Approval of Lead Plaintiff's Selection of Lead Counsel.

Dated: December 20, 2007

/s/
Gregory M. Nespole

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